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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

CLAUDE LEFEBVRE, DENNIS S. HERULA,
RMO ASSETS MANAGEMENT SA, and,
WATCH HILL CAPITAL MANAGEMENT LLC,

Defendants,

and,

MARY LEE CAPALBO aka
MARY LEE CAPALBO HERULA,

Relief Defendant.

Case No. C-02-3704-JSW

DATE: July 29, 2005
(or other time
convenient for the
Court)

TIME: 1:30 p.m.

COURTROOM 2
17th Floor

**DEFENDANTS' ASSENTED TO MOTION TO CONTINUE FURTHER CASE
MANAGEMENT CONFERENCE**

Defendants Dennis Herula, Watch Hill Capital Management LLC, and Mary Lee Capalbo hereby move to continue the Further Case Management Conference scheduled in this matter for April 29, 2005 at 1:30 p.m., until July 29, 2005, or some other time convenient for the Court. The grounds for this motion are: (1) In light of Defendant Dennis S. Herula's recent conviction in the related criminal action, the parties are seeking to resolve this matter. (2) Counsel for

Defendants was engaged in trial in the District Court in Los Angeles from February 8 to March 18 and was therefore delayed in responding to proposed Consents and Final Judgments prepared by counsel for the Commission. (3) The proposed Consents and Final Judgments raise certain issues which must be investigated and resolved, and which may require that Mary Lee Capalbo consult or be represented in this action by separate counsel. (4) The parties believe that a continuance of approximately 90 days would enable the parties to resolve these issues.

Counsel to the Commission assents to this motion.¹

Accordingly, Defendants request that the Case Management Conference scheduled for April 29, 2005, be continued to July 29, 2005, or to such other date and time as may be convenient for the Court.

Dated : April 20, 2005

Respectfully submitted,

/ s /
GEORGE W. BUEHLER
Counsel for Defendants Dennis Herula,
Watch Hill Capital Management LLC,
and Mary Lee Capalbo



April 26, 2005

¹ Defendants Claude Lefebvre and RMO Assets Management SA are not parties to this stipulation, as the Court has entered final judgments against those defendants on April 12, 2004.